

06-27-02

525 Rec'd PCT/PTD 26 JUN 2002

~~Receipt~~
APG

Express Mail No: EL 42036 798 US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: Healey et al.
Application No.: 09/890,116
Filed: November 20, 2001

For: ANTI-RESORPTIVE BONE CEMENTS AND ALLOGENEIC, AUTOGRAPHIC, AND XENOGRAPHIC BONE GRAFTS

Group Art Unit: 1616

Examiner: To be Assigned

Attorney Docket No.: 9958-004-999

REQUEST FOR CORRECTION OF FILING RECEIPT

Assistant Commissioner for Patents
Office of Initial Patent Examination
Customer Service Center
Washington, DC 20231

Sir:

Enclosed is a copy of the filing receipt (unmarked) and one marked copy thereof for the present application.

Please note the errors where highlighted on the marked copy of the filing
receipt:

The last word in the title of the invention is misspelled. The correct spelling is: **grafts**.

Also enclosed is a copy of (i) a Transmittal Letter To The United States Designated/Elected Office (DO/EO/US) filed on July 26, 2001 in connection with the above application showing the correct spelling of the last word in the title of the invention; (ii) a Declaration For Non-Provisional Patent Application showing the correct spelling of the last word in the title of the invention; (iii) the first page of the specification filed on July 26, 2001 showing the correct spelling of the last word in the title of the invention; and (iv) a copy of a return post card (both sides) stamped July 26, 2001 indicating the P.T.O.'s receipt of items (i)-(iii). Items (i)-(iii) evidence the correction described above.

Please correct this error as soon as possible.

RECEIVED

JUL 17 2002

Since these errors are believed to be on the part of the Patent Office, no fee is
believed to be due. However, should the Patent Office determine otherwise, please ~~submit~~ ^{TECH CENTER 1600/2000}
the necessary fee to Pennie & Edmonds LLP Deposit Account no. 16-1150. A duplicate of
this sheet is enclosed.

JUN 26 2002

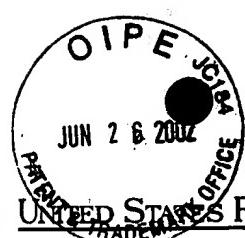
Date: June 26, 2002

Respectfully submitted,

Samuel B. Abrams Reg. No.: 30,605
by Brian C. Remig Reg. No.: 48,176
30,605

Samuel B. Abrams (Reg. No.)

PENNIE & EDMONDS LLP
1155 Avenue of the Americas
New York, New York 10036-2711
(212) 790-9090



UNITED STATES PATENT AND TRADEMARK OFFICE

RECEIVED

Page 1 of 2

JUL 17 2002

TECH CENTER 1600/2900

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

APPLICATION NUMBER	FILING DATE	GRP ART UNIT	FIL FEE REC'D	ATTY.DOCKET.NO	DRAWINGS	TOT CLAIMS	IND CLAIMS
09/890,116 ✓	11/20/2001	1616	803	9958-004-999	3	37	8

CONFIRMATION NO. 6037

20583

PENNIE AND EDMONDS
1155 AVENUE OF THE AMERICAS
NEW YORK, NY 100362711

7043

FILING RECEIPT



OC000000007148290

Date Mailed: 12/05/2001

Receipt is acknowledged of this nonprovisional Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Customer Service Center. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

Applicant(s)

John H. Healey, New York City, NY;
Gene R. DiResta, Yonkers, NY;

Domestic Priority data as claimed by applicant

THIS APPLICATION IS A 371 OF PCT/US00/03285 02/09/2000
WHICH CLAIMS BENEFIT OF 60/119,260 02/09/1999

Foreign Applications

Projected Publication Date: Not Applicable, filed prior to November 29,2000

B. Remi

REFERRED TO REC'D
DEC 18 2001
Pennie & Edmonds O.K. for filing

Non-Publication Request: No

Early Publication Request: No

** SMALL ENTITY **

Title

Anti-resorptive bone cements and allogeneic, autografic, and xenografic bone *grafts*

Preliminary Class

424

**LICENSE FOR FOREIGN FILING UNDER
Title 35, United States Code, Section 184
Title 37, Code of Federal Regulations, 5.11 & 5.15**

GRANTED

The applicant has been granted a license under 35 U.S.C. 184, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" followed by a date appears on this form. Such licenses are issued in all applications where the conditions for issuance of a license have been met, regardless of whether or not a license may be required as set forth in 37 CFR 5.15. The scope and limitations of this license are set forth in 37 CFR 5.15(a) unless an earlier license has been issued under 37 CFR 5.15(b). The license is subject to revocation upon written notification. The date indicated is the effective date of the license, unless an earlier license of similar scope has been granted under 37 CFR 5.13 or 5.14.

This license is to be retained by the licensee and may be used at any time on or after the effective date thereof unless it is revoked. This license is automatically transferred to any related application(s) filed under 37 CFR 1.53(d). This license is not retroactive.

The grant of a license does not in any way lessen the responsibility of a licensee for the security of the subject matter as imposed by any Government contract or the provisions of existing laws relating to espionage and the national security or the export of technical data. Licensees should apprise themselves of current regulations especially with respect to certain countries, of other agencies, particularly the Office of Defense Trade Controls, Department of State (with respect to Arms, Munitions and Implements of War (22 CFR 121-128)); the Office of Export Administration, Department of Commerce (15 CFR 370.10 (j)); the Office of Foreign Assets Control, Department of Treasury (31 CFR Parts 500+) and the Department of Energy.

NOT GRANTED

No license under 35 U.S.C. 184 has been granted at this time, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" DOES NOT appear on this form. Applicant may still petition for a license under 37 CFR 5.12, if a license is desired before the expiration of 6 months from the filing date of the application. If 6 months has lapsed from the filing date of this application and the licensee has not received any indication of a secrecy order under 35 U.S.C. 181, the licensee may foreign file the application pursuant to 37 CFR 5.15(b).



Express Mail No EL 501 640 825US First Class Mail ()
Date Mailed July 26, 2001
Ser. No. PCT/US00/03285 Filed 2/9/00
Inventor/Mark Healey et al.
For ANTI-RESORPTIVE BONE CEMENTS AND ALLOGENETIC, AUTOGRAPHIC AND
XENOGRAFIC BONE GRAFTS

PL

09/890116

1. Form PTO -1390 Transmittal Letter To The U.S. Designated Office with Fee.
2. Declaration For Non-Provisional Patent Application.
3. Specification (47 pages, including Abstract and 3 pages Drawings (Figs. 1-4) entitled: "ANTI-RESORPTIVE BONE CEMENTS AND ALLOGENEIC, AUTOGRAPHIC, AND XENOGRAFIC BONE GRAFTS"

518 Rec'd PCT/PTO 26 JUL 2001

File No. 9958-004-999 Sender SAB/ayp

FORM PTO-1390
(REV. 11-94)U.S. DEPARTMENT OF COMMERCE
PATENT AND TRADEMARK OFFICE

ATTORNEY'S DOCKET NUMBER

9958-004-999

TRANSMITTAL LETTER TO THE UNITED STATES
DESIGNATED/ELECTED OFFICE (DO/EO/US)INTERNATIONAL APPLICATION NO.
PCT/US00/03285INTERNATIONAL FILING DATE
February 9, 2000PRIORITY DATE CLAIMED
February 9, 1999

TITLE OF INVENTION

ANTI-RESORPTIVE BONE CEMENTS AND ALLOGENEIC, AUTOGRAPHIC, AND XENOGRAPHIC BONE GRAFTS

APPLICANT(S) FOR DO/EO/US
Healey et al.

Applicant herewith submits to the United States Designated/ Elected Office (DO/EO/US) the following items under 35 U.S.C. 371:

1. This is a **FIRST** submission of items concerning a filing under 35 U.S.C. 371.
2. This is a **SECOND** or **SUBSEQUENT** submission of items concerning a filing under 35 U.S.C. 371.
3. This is an express request to begin national examination procedures (35 U.S.C. 371(f)) at any time rather than delay examination until the expiration of the applicable time limit set in 35 U.S.C. 371(b) and PCT Articles 22 and 39(1).
4. A proper Demand for International Preliminary Examination was made by the 19th month from the earliest claimed priority date.
5. A copy of the International Application as filed (35 U.S.C. 371(c)(2))
 - a. is transmitted herewith.
 - b. has been transmitted by the International Bureau.
 - c. However, it is not required, as the application was filed in the United States Receiving Office (RO/US)
6. A translation of the International Application into English (35 U.S.C. 371(c)(2)).
7. Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3))
 - a. are transmitted herewith (required only if not transmitted by the International Bureau).
 - b. have been transmitted by the International Bureaus.
 - c. have not been made; however, the time limit for making such amendments has NOT expired.
 - d. have not been made and will not be made.
8. A translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 37(c)(3)).
9. An oath or declaration (unexecuted) of the inventor(s) (35 U.S.C. 371(c)(4)).
10. A translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).

Items 11. to 16. below concern document(s) or information included:

11. An Information Disclosure Statement under 37 CFR 1.97 and 1.98.
12. An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.
13. A **FIRST** preliminary amendment.
 A **SECOND** or **SUBSEQUENT** preliminary amendment.
14. A substitute specification.
15. A change of power of attorney and/or address letter.
16. Other items or information:

JUN 26 2002
PCT/US00/03285
RECEIVED
TECH CENTER 1600/2000
RECEIVED
JUL 11 2002